

05/13/2006 Rec'd PCT/PTO 11 MAY 2006 et
Express Mail No. EV452775356US

<p>FORM PTO-1390 (REV. 7-2004)</p> <p style="text-align: center;">MAY 11 2005 PATENT TRADEMARK OFFICE</p>		<p>U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE</p>	<p>ATTORNEY'S DOCKET NUMBER 9516-058-999</p>
<p>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371</p>		<p>U.S. APPLICATION NO. (if known, see 37CFR 1.5) To Be Assigned 10/535004</p>	
INTERNATIONAL APPLICATION NO. PCT/US03/036740	INTERNATIONAL FILING DATE November 17, 2003	PRIORITY DATE CLAIMED November 18, 2002	
<p>TITLE OF INVENTION METHODS OF USING AND COMPOSITIONS COMPRISING (+)-3-(3,4-DIMETHOXY-PHENYL)-3-(1-OXO-1,3-DIHYDRO-ISOINDOL-2-YL)-PROPIONAMIDE</p>			
<p>APPLICANT(S) FOR DO/EO/US George W. Muller and Roger Shen-Chu Chen</p>			
<p>Applicant herewith submits to the United States Designated/ Elected Office (DO/EO/US) the following items and other information:</p>			
<p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.</p>			
<p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.</p>			
<p>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p>			
<p>4. <input checked="" type="checkbox"/> The U.S. has been elected (Article 31).</p>			
<p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)).</p>			
<p>a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</p>			
<p>b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.</p>			
<p>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US)</p>			
<p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).</p>			
<p>a. <input type="checkbox"/> is attached hereto.</p>			
<p>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</p>			
<p>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))</p>			
<p>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</p>			
<p>b. <input type="checkbox"/> have been communicated by the International Bureau.</p>			
<p>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</p>			
<p>d. <input type="checkbox"/> have not been made and will not be made.</p>			
<p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p>			
<p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). (UNEXECUTED)</p>			
<p>10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>			
<p>Items 11. to 20. below concern document(s) or information included:</p>			
<p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p>			
<p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p>			
<p>13. <input type="checkbox"/> A preliminary amendment.</p>			
<p>14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p>			
<p>15. <input type="checkbox"/> A substitute amendment.</p>			
<p>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</p>			
<p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13^{ter} 2 and 37 CFR 1.821- 1.825.</p>			
<p>18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</p>			
<p>19. <input type="checkbox"/> A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).</p>			
<p>20. <input checked="" type="checkbox"/> Other items or information: Copy of Publication No.: WO 04/045597 A1; Copy of International Search Report; Copy of Information Concerning Elected Offices Notified of Their Election; Copy of Notification of Receipt of Demand by Competent International Preliminary Examining Authority and Copy of International Preliminary Examination Report</p>			

US APPLICATION NO. (If known) 37 CFR 1.5 To Be Assigned	10/535004	INTERNATIONAL APPLICATION NO. PCT/US03/036740	ATTORNEY'S DOCKET NUMBER 9516-058-999
21. The following fees are submitted:			
BASIC NATIONAL FEE:			
<input checked="" type="checkbox"/> a) Basic national fee		\$300.00	
<input checked="" type="checkbox"/> b) Examination fee			
Was the International Preliminary Examination Report prepared by the USPTO and do all filed claims in this U.S. application satisfy provisions of PCT Article 33(1)-(4) (i.e., novelty, inventive step and industrial capability)?			
<input type="checkbox"/> i) Yes (\$100.00)			
<input checked="" type="checkbox"/> ii) No (\$200.00)		\$200.00	
<input checked="" type="checkbox"/> c) Search fee			
Was the USPTO the International Searching Authority?			
<input checked="" type="checkbox"/> i) Yes (\$100.00)			
ii) If no:			
<input type="checkbox"/> (a) An International Search Report will be provided to the USPTO on or before payment of the search fee. (\$400.00)		\$100.00	
<input type="checkbox"/> (b) No International Search Report will be provided to the USPTO. (\$500.00)			
TOTAL OF CALCULATIONS =			
\$ \$600.00			
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing of computer programs listing filed in electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.			
Total Sheets 52 - 100	Extra Sheets 0 /50	Number of each additional 50 or fraction thereof (round up to a whole number).	RATE x 250.00
			\$0.00
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).			
CLAIMS Total Claims	NUMBER FILED 46 - 20	NUMBER EXTRA 26	RATE X x \$50.00
Independent Claims	16 - 3	13	x \$200.00
<input checked="" type="checkbox"/> MULTIPLE DEPENDENT CLAIM(S) (if applicable)		= + 360.00	
TOTAL OF ABOVE CALCULATIONS=			
= \$ \$4860.00			
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 50%			
SUBTOTAL =			
\$ \$4860.00			
Surcharge of \$130.00 for furnishing the English Translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).			
TOTAL NATIONAL FEE			
= \$ \$4860.00			
Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). 0 x \$40.00 per property			
TOTAL FEES ENCLOSED			
= \$ \$4860.00			
Amount to be refunded:			
charged:			
a. <input type="checkbox"/> A check in the amount of _____ to cover the above fees is enclosed. b. <input checked="" type="checkbox"/> This is an estimate of the fees due. Please charge Deposit Account No. 50-3013 to cover the required fees. A copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-3013. A copy of this sheet is enclosed.			
Note: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the International Application to pending status.			
22. <input type="checkbox"/> Other instructions			
23. <input checked="" type="checkbox"/> All correspondence for this application should be mailed to JONES DAY, 222 East 41 st Street, New York, New York 10017			
24. <input checked="" type="checkbox"/> All telephone inquiries should be made to (212) 326-3939.			
Yeahsil Moon (52,042) for Anthony M. Insogna NAME		35,203 REG. NO.	May 11, 2005 DATE
SIGNATURE 		NYJD: 1576238.1	